

Exhibit AA

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE: HIGH-TECH EMPLOYEE)
)
ANTITRUST LITIGATION)
) Master Docket
THIS DOCUMENT RELATES TO:) No. 11-CV-2509-LHK
)
ALL ACTIONS)

VIDEO DEPOSITION OF RENEE JAMES

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

March 22, 2013

Reported by: Teresa L. Dunn, CSR No. 00-0367

1 Q. Do you have or have you had responsibility for
2 setting compensation for people that report up to you
3 in your organization?

4 A. I have collaborative, I will say that,
09:27:15 5 compensation setting for only my direct reports which
6 is to say I don't set it. I advise if it needs
7 adjustments.

8 Q. Okay. So let me kind of unpack that. So how
9 many direct reports do you have?

09:27:31 10 A. Twelve.

11 Q. Twelve?

12 A. Yes.

13 Q. Okay. And it is fair to say that there are a
14 number of other people who report up to you in your
09:27:39 15 organization?

16 A. That's true.

17 Q. What's your role with respect to setting
18 compensation for them?

19 A. I have really no role at all.

09:27:46 20 [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

1 in a very obscure part of Russia and in another couple
2 of other very, very, very rare skill-sets in specific
3 areas.

4 Q. And those other skill-sets, were they people
09:51:31 5 also in Russia or were they in the United States?

6 A. They were all over the world, predominantly
7 Russia, China, and the United States.

8 Q. And what was the skill-sets?

9 A. They varied, but they were compilation skills
09:51:47 10 and some of the more, I don't know how to characterize
11 it, extraordinarily rarified type of computer science.

12 Q. And were these people that worked with Intel's
13 compilers?

14 A. They worked not only with the compilers, but
09:52:01 15 the operating systems and some of the other, but, yes.

16 Q. Okay. Were these people -- were some of these
17 people based in the United States, though?

18 A. Yes, some of them were.

19 Q. In the San Francisco Bay area?

09:52:13 20 A. Yes.

21 Q. And did you lose some of them to Google?

22 A. We lost many of them to Google.

23 Q. Did you lose any of them to VMware?

24 A. I don't remember that we -- I don't recall
09:52:32 25 that.

1 Q. Other than Google can you recall or identify
2 particular companies that were ones where you were
3 losing these people to during that abnormal period?

4 A. No, I don't remember any other companies, no.

09:52:50 5 Q. So, again, maybe I asked this, but let me make
6 sure, when you were trying to fill job -- open job
7 requisitions and you were working with the human
8 resource folks to do that did you ever identify for
9 them companies to target for their recruiting efforts?

09:53:25 10 A. I don't remember that I did. I really don't.

11 Q. Now, organizationally was the recruiting
12 department within the HR department?

13 A. That's my understanding.

14 Q. Were there particular people you would
09:53:44 15 identify as the chief recruiters with whom you worked?

16 A. Boy, you know, again, I didn't do a lot of
17 this work directly and I don't really know any of the
18 names of the people. I can't think of any of them.

19 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

A horizontal bar chart consisting of 20 dark gray bars of varying lengths. The bars are arranged vertically from top to bottom. The first bar is the longest, followed by a short bar, then a long bar, then a short bar, and so on, creating a pattern of alternating long and short bars.

1 [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

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[REDACTED] [REDACTED] [REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

19 Q. Okay. So, for example, there was a period of
09:56:36 20 time I think you identified a few minutes ago where, in
fact, your group was losing people to Google?

21 A. Yes.

22 Q. And did Intel raise its compensation for
23 people they thought were targets of Google's recruiting
24 efforts in order to retain them?
09:56:51 25

1 | Page

The figure consists of a vertical column of 20 horizontal bars. Each bar is dark gray and has a small black square marker at its left end. The length of each bar varies, indicating different values for each of the 20 categories. The bars are evenly spaced vertically.

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Page 1

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[REDACTED]

1

Page 1

1 performance to grade, performance versus peers,
2 performance versus the market. So I would call
3 internal equity a secondary or tertiary tool.

4 [REDACTED]

18 Q. Okay. If you look at the last page of the
19 document there's a Revision History. Do you see that?

16:35:13 20 A. Yes, I do.

21 Q. Do you know if this Revision History is the
22 revision history of the manual or of the underlying
23 application?

24 A. I do not know.

16:35:20 25 Q. And do you know any of these people?

1 A. I do not.

2 Q. Do you know if they work for Intel?

3 A. I don't.

4 Q. Okay. You can put that document aside. Let
16:35:51 5 me hand you what's been marked as 168. I'm sorry.

6 This is the Competitive Impact Statement.

7 A. Okay. This is different than --

8 Q. I believe I showed you earlier the Final
9 Judgment.

10 A. You did show me the Final Judgment.

11 Q. And so this is a different document.

12 MR. PICKETT: But they repeat each other.

13 THE WITNESS: They do so that's why --

14 MR. PICKETT: So it is -- it includes a lot of
15 the Final Judgment.

16 MR. SAVERI: That is absolutely the truth.

17 THE WITNESS: I'm clarifying because it looks
18 very similar so I wanted to make sure if I have seen a
19 different document. Okay.

20 Q. (By Mr. Saveri) And I will grant Mr. Pickett's
21 comment about the redundancy between the two documents,
22 but I really just want to ask you a couple of questions
23 about the portion of the document on page 5 that talks
24 about the Google-Intel Agreement, but take whatever
16:37:02 25 time you need to review the document.

1 A. Whoever the account manager is usually takes
2 the notes of the meeting.

3 Q. Okay. And you had business review meetings
4 and other meetings from time to time with Paul
16:53:18 5 Otellini, correct?

6 A. Yes, I do.

7 Q. And did you keep notes of those meetings?

8 A. Actually, I do not keep notes.

9 Q. Were notes taken of those?

16:53:27 10 A. Very rarely. Finance usually will produce the
11 action items, not notes, but just what the follow-up
12 items are out of those meetings.

13 MR. SAVERI: All right. I don't have any
14 further questions. Thank you very much.

16:53:40 15 MR. PICKETT: Thank you.

16 (Deposition concluded at 4:55 p.m.)

17 (Signature reserved.)

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1 C E R T I F I C A T E

2

3 I, Teresa L. Dunn, a Certified Shorthand
4 Reporter for Oregon, do hereby certify that, pursuant
5 to stipulation of counsel for the respective parties
6 hereinbefore set forth, RENEE JAMES personally appeared
7 before me at the time and place set forth in the
8 caption hereof; that at said time and place I reported
9 in Stenotype all testimony adduced and other oral
10 proceedings had in the foregoing matter; that
11 thereafter my notes were reduced to typewriting under
12 my direction; and that the foregoing transcript, pages
13 1 to 258, both inclusive, constitutes a full, true and
14 accurate record of all such testimony adduced and oral
15 proceedings had, and of the whole thereof.

16 Witness my hand and CSR stamp at Vancouver,
17 Washington, this 29th day of March, 2013.

18

19

TERESA L. DUNN
Certified Shorthand Reporter
Certificate No. 00-0367

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1 RENEE JAMES

2 I have read the transcript of the deposition taken on
3 March 22, 2013, at Portland, Oregon, and make the
following changes:

4 PAGE LINE CHANGE(S) AND REASON FOR CHANGE(S)

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15 Subject to the foregoing changes, the transcript is
correct.

16

RENEE JAMES

17

18 Subscribed and sworn to before me this _____
day of _____, 2013.

19

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21

Notary Public for the State
of _____
residing at _____
My Commission Expires: _____

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Re: In Re: High-tech Employee Antitrust Litigation
US District Court No. 11-CV-2509-LHK
TLD